

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

BLUE SPIKE, LLC,

*Plaintiff,*

v.

TEXAS INSTRUMENTS, INC., *et al.*,

*Defendants.*

Civil Action No. 6:12-CV-499-LED  
(Consolidated from 6:12-CV-649).

JURY TRIAL DEMANDED

**AGREED MOTION TO DISMISS WITH PREJUDICE CROSS MATCH  
TECHNOLOGIES, INC. AND FRANCISCO PARTNERS MANAGAEMENT LLC**

Plaintiff Blue Spike, LLC, on the one hand, and defendants Cross Match Technologies, Inc. and Francisco Partners Management LLC, on the other, have reached a settlement of the above-captioned matter and have agreed to dismiss the claims, counterclaims, and causes of action between them.

Accordingly, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Blue Spike, LLC stipulates to the dismissal with prejudice of all claims and causes of action asserted in this case against defendants Cross Match Technologies, Inc. and Francisco Partners Management LLC, and defendants Cross Match Technologies, Inc. and Francisco Partners Management LLC stipulate to the dismissal with prejudice of all counterclaims and defenses asserted in this case against Blue Spike, LLC. The parties shall bear their own attorneys' fees, expenses and costs.

Dated: November 9, 2012

Respectfully submitted,

/s/ Randall T. Garteiser

Randall T. Garteiser

Lead Attorney

Texas Bar No. 24038912

randall.garteiser@sfttrialattorneys.com

Christopher A. Honea  
Texas Bar No. 24059967  
[chris.honea@sftrialattorneys.com](mailto:chris.honea@sftrialattorneys.com)  
Christopher S. Johns  
Texas Bar No. 24044849  
[chris.johns@sftrialattorneys.com](mailto:chris.johns@sftrialattorneys.com)  
**GARTEISER HONEA, P.C.**  
44 North San Pedro Road  
San Rafael, California 94903  
Telephone: (415) 785-3762  
Facsimile: (415) 785-3805

Eric M. Albritton  
Texas State Bar No. 00790215  
[ema@emafirm.com](mailto:ema@emafirm.com)  
Stephen E. Edwards  
Texas State Bar No. 00784008  
[see@emafirm.com](mailto:see@emafirm.com)  
Michael A. Benefield  
Texas State Bar No. 24073408  
[mab@emafirm.com](mailto:mab@emafirm.com)  
**ALBRITTON LAW FIRM**  
P.O. Box 2649  
Longview, Texas 75606  
Telephone: (903) 757-8449  
Facsimile: (903) 758-7397

***Counsel for Blue Spike, LLC***

/s/ Michael T. Jones  
Michael E. Jones  
State Bar No. 10929400  
[mikejones@potterminton.com](mailto:mikejones@potterminton.com)  
**POTTER MITTON, P.C.**  
110 North College, Suite 500  
Tyler, Texas 75702  
Telephone: 903-597-8311  
Facsimile: 903-593-0846

***Counsel for Cross Match  
Technologies, Inc. and Francisco  
Partners Management LLC***